Application Number	Application No.	Applicant(s)	
‖‖‖‖‖‖‖‖‖‖‖	09/880,594	KRUKONIS ET AL.	

TERMINAL DISCLAIMER	☒ APPROVED	☐ DISAPPROVED
Document Code - DISQ	**This patent is subject to a Terminal Disclaimer**	
INTERNAL DOCUMENT – DO NOT MAIL		

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SUBJECT DECISION ON TERMINAL DISCLAIMER INFORMAL FORM

DATE: _6-27-03_   APPL. S.N.: _09/880594_

EXAMINER: _Chin_   ART UNIT: _1731_

PARALEGAL: _Hymh_   MAILROOM DATE: _6-20_

AFTER FINAL: YES___ NO _X_   NUMBER OF T.D.(S) FILED: _1_

INSTRUCTIONS: I have reviewed the submitted T. D. with the results as set forth below. If you agree, please use the appropriate form paragraphs identified by this informal memo in your next office action to notify applicant about the T. D. If you disagree any analysis or have questions at all about the acceptability of the T.D., please see our Special Program Examiner or me.
THIS MEMO IS AN INFORMAL, INTERNAL MEMO ONLY. IT MUST NOT BE MAILED TO APPLICANT, NOR SHOULD A COPY BE LEFT IN FILE. WHEN YOUR OFFICE ACTION IS COMPLETED, YOU MUST INITIAL AND DATE & RETURN THIS TO PARALEGAL.

[X] The T. D. is PROPER and has been recorded. (See 14.23)

[ ] The T.D. is NOT PROPER and has not been accepted for the reason(s) checked below. (See 14.24)

[ ] The recording fee of $____ has not been submitted nor is there any pre authorization in the application to charge to a deposit account. (See 14.25)

[ ] Application Examiner has not processed fee for T. D.

[ ] The T.D. does not satisfy Rule 321(b)(3) in that the person who has signed the
T. D. has not stated his/her interest and the extent of the interest of the business entity represented by the signature in the application/patent. (See 14.26)

[ ] The T. D. lacks the enforceable only during the common ownership clause needed to overcome a double patenting Rule 321(c). (See 14.27 and 14.27.1)

[ ] T. D. is directed to a particular claim(s), which is not acceptable since the disclaimer must be of a terminal portion of the entire patent to be granted,
MPEP 1490. (See 14.26 and 14.26.2)

[ ] The person who signed the terminal disclaimer:
　　　[ ] has failed to state his/her capacity to sign for the business entity. (See 14.28)
　　　[ ] is not recognized as an officer of the assignee. (See 14.29.1)

[ ] No documentary evidence of a chain of title from the original inventor(s) to assignee has been submitted, nor is the frame specified as to where such evidence is recorded in the office. 37CFR 3.73(b). (See 1140 O.G. 72) NOTE: This documentary evidence or the specifying of the reel and frame my be found in the T.D. or in a separate paper submitted by applicant. (See 14.30)

[ ] No "STATEMENT" specifying that the evidentiary documents have been reviewed and that, to the best of the assignee knowledge and behalf the file is in the assignee seeking to take action 37 CFR 3.73(b). (See 1140 O.G. 72)

[ ] The T. D. is not signed (See 14.26 and 14.26.3)

[ ] Attorney is not of record in the oath/declaration or a separate paper filed appointing a new or associate attorney, nor is there a customer number.

[ ] The serial number of the application (or the number of the patent) which forms the basis for the double patenting is missing or incorrect. (See 14.32)

[ ] The serial number of this application (or the number of the patent in reexam or reissue case(s) being disclaimed is missing or incorrect. (See 14.26, 14.26.4 or 14.26.6)

[ ] The period disclaimed is incorrect or not specified. (See 14.27, 14.27.2 or 14.27.3

[ ] Other _____